

# BOARD OF COUNTY COMMISSIONERS

## DOUGLAS COUNTY, NEBRASKA

TUESDAY, August 2, 2016

The Board was convened today at 9:49 a.m. and called to order by Chair Borgeson in the Legislative Chambers of the Omaha-Douglas Civic Center, 1819 Farnam, Omaha, NE. Advance notice of this publicly convened meeting was published in the Daily Record on July 22, 2016, and simultaneously transmitted to all members of the Board of Commissioners. Said notice contained the time and place of the meeting. Commissioners Michael Boyle, Marc Kraft, P. J. Morgan, Chris Rodgers and Mary Ann Borgeson were present. Commissioners James Cavanaugh and Clare Duda were absent.

Motion by Morgan, second by Rodgers to approve the minutes of the Board of Commissioners meeting held Tuesday, July 19, 2016, and to approve claims submitted for payment processed through Tuesday, August 2, 2016. Yeas: Boyle, Kraft, Morgan, Rodgers, Borgeson. Absent: Cavanaugh, Duda. Motion Passed.

Item II. Motion by Rodgers, second by Boyle to approve the consent agenda items A. through Q.:

- A. Payment of Tort Claim – Claimant – City of Omaha, traffic signal damage located at 132<sup>nd</sup> Street and West Maple Road in the amount of \$19,538.50, Department – Sheriff. (Budgeted) (Darrel Neely, County Administration) ***(Laid over from Tuesday, July 19, 2016, meeting.)***
- B. Approval of amendment to agreement with Concord Mediation Center for restorative practices training. (No additional funds - Budgeted) (Catherine Hall, Administration)
- C. Payment of Tort Claim – Claimant – Jose Navarrete, Motor Vehicle Accident \$2,515.87, Department – Health Department. (Budgeted) (Darrel Neely, County Administration)
- D. Mr. Eric J. Carlson, Purchasing Agent: - Bid Acceptances and Rejection:
  - 1. Acceptance: Brenmar; Carpenter Paper Company; National Everything Wholesale; and Omaha Compound Company to provide Dietary Paper and Plastic Items for Douglas County Inventory in the approximate amount of \$60,000.00. (Budgeted) Rejection of bids for Item #27 – Napkins, 9.25 x 12 – bids submitted did not meet specifications.
  - 2. Der Graphics, Inc. to provide File Folders for Douglas County Juvenile Court and Douglas County District Court in the amount of \$39,200.00. (Budgeted)
  - 3. Bobcat of Omaha to provide Articulated Frame Wheel Loaders with Extended Reach: Two (2) each 42,000 lb., 4 wheel drive Doosan DL300-5-US20 in the amount of \$220,000.00 each with a deduction of \$28,400.00 each for using Standard L-3 Radial non-low profile tires;

Trade-In Option: 1996 Case 721BXT with Rybind Hitch in the amount of \$13,500; Total: \$369,700.00. (Budgeted)

- E. Resolution approving the employment of Kristin Huber as a Deputy County Attorney with an annual salary of \$80,000.00 effective August 8, 2016. (Budgeted) (Theresa M. Urich, Deputy County Attorney)
- F. Mr. Tom Doyle, County Engineer – requests approval of the following:
  - 1. Right-of-Way Warranty Deed (\$18,900) and Temporary Construction (\$700) Tract 1 for Douglas County Project C-28(532) Fort Street W of 204<sup>th</sup> Street. (\$19,600 - Budgeted)
  - 2. Speed limit Sign “Q” Street between 204<sup>th</sup> St and 216<sup>th</sup> Street.
  - 3. Supplemental Agreement No. One with Felsburg Holt & Ullevig for Douglas County Project No. SP-2014(04) Wetland Mitigation Bank. Request for additional engineering services not art of original scope of services. (\$29,994.00 - Budgeted)
  - 4. Traffic Control Devices in the Whitehawk subdivision (S.I.D. 476).
- G. Resolution to deny contract claim filed pursuant to Neb. Rev. St. §23-135: Contract claim from Bryan Laux, Alicia Laux, and Jeff Geho, et al., and Fraternal Order of Police Lodge #8. (Jimmie L. Pinkham III, County Attorney’s office)
- H. Renewal of Claims Administration Agreement with Corporate Claims Management, Inc. (\$29,475 – Budgeted) (Darrel Neely, County Administration)
- I. Resolution approving the purchase of Douglas County Liability insurance policies. (\$925,377.08 – Budgeted) (Darrel Neely, County Administration)
- J. Resolution accepting the FY 2017 24/7 Sobriety Program Grant awarded to the Douglas County Department of Corrections by the Nebraska Office of Highway Safety. (Carrie Davis, Grant Coordinator)
- K. Dr. Adi Pour, Ph.D., Health Director – requests approval of the following:
  - 1. Approval of Agreement with Nebraska Department of Agriculture for reimbursement of 80% of inspection fees and late fees to Douglas County Health Department for inspections of food establishments and food processing plants. (Budgeted)
  - 2. Approval of Agreement with Nebraska Department of Health and Human Services regarding Tobacco Free Nebraska. (\$47,200 – Budgeted)
  - 3. Approval of Agreement between Region 6 Behavioral Healthcare regarding tobacco prevention program. (\$25,339 – Budgeted)
  - 4. Approval of Agreement Lutheran Family Services regarding interpretation services for WIC clients. (\$2,000 – Budgeted)
  - 5. Approval of Amendment One to Agreement with Gretchen Swanson Center for Nutrition regarding the extension of the Crop Block Grant to increase access to locally grown produce. (\$4,809 – Budgeted)
  - 6. Approval of Amendment One to Agreement with University of Nebraska – Lincoln Extension Office regarding an extension of the Crop Block Grant to increase access to locally grown produce. (\$6,726 – Budgeted)

7. Approval of Amendment One to Agreement with the Nebraska Farmers regarding the extension of the Crop Block Grant to increase access to locally grown produce. (\$4,800 – Budgeted)
  8. Approval of Amendment Two to the Agreement between the Refugee Empowerment Center fka Southern Sudan Community Association regarding Refugee Health Promotion and navigation. (\$18,266 – Budgeted)
  9. Approval of Agreement with the Salvation Army regarding the Early Head Start Program to provide a dietician to conduct nutrition assessments of their clients. (\$3,802 – Budgeted)
  10. Approval of Agreement with Catholic Health Initiatives (CHI) Florence Pharmacy regarding developing service models to prevent chronic diseases through clinical community linkages. (\$5,000 – Budgeted)
- L. Resolution to approve “Demand for Refunds.” (Property Tax Division – Treasurer) (\$36,239.24 – Budgeted)
- M. Execute the Non-Discretionary Consulting Agreement between Asset Consulting Group, LLC and Douglas County, Nebraska as requested by the Douglas County Treasurer’s Office to assist with the investment of excess funds. (William H. Ouren, County Attorney’s Office)
- N. Daniel A. Esch, County Clerk, presenting claim of the following pursuant to the Nebraska Political Subdivisions Tort Claims Act (***refer to County’s Risk Manager for review and determination***):
1. Guillermo Cisneros Ramirez
- O. Payment of Tort Claim – Claimant – Guillermo Cisneros Ramirez, Motor Vehicle Accident property damage \$1,953.00 Department – Health Department. (Budgeted) (Darrel Neely, County Administration)
- P. Special Designated Liquor License Approval Report (July, 2016). (Daniel A. Esch, Douglas County Clerk/Comptroller)
- Q. Approve Special Designated Liquor License for Surfside Club Inc DBA Surfside Club, 14445 N River Drive, Omaha, NE, for Dance to be held September 4, 2016, from 11:00 am to 11:00 pm, at Surfside Club, 14445 N River Drive, Omaha, NE 68112, Douglas County.

Yeas: Boyle, Kraft, Morgan, Rodgers, Borgeson. Absent: Cavanaugh, Duda. Motion to approve the consent agenda items A. through Q. passed.

Item III. Recognition/Proclamations: A. (Recognition of Individuals who Helped Douglas County Receive the ***Government Finance Officers Association’s Certificate of Achievement for Excellence in Financial Reporting & Government Finance Officers Association’s Award for Outstanding Achievement in Popular Financial Reporting***. (Dan Esch, County Clerk/Comptroller)). Speaking was Douglas County Clerk/Comptroller Dan Esch.

Item V. Presentation. A. (Presentation about ***Charters of Freedom Monument*** by Foundation Forward, Inc. (Chair Mary Ann Borgeson)) Speaking were Ron Lewis, and Commissioners Boyle, Morgan and Borgeson.

Item **V. Presentation. B.** (Presentation of the Annual EEO Training and Charge Report. (Karen Buche, Human Resources)) Commissioner Borgeson stated that this item was removed from the agenda.

Item **VII. A. 1.** (Budget Report. (Budget and Finance Director)) Accepted as presented.

Item **VII.B.1.** (Approve annual GIS interlocal with Metropolitan Area Planning Agency (MAPA). (Budgeted) (Michael Schonlau, GIS)). Motion by Boyle, second by Kraft to approve. Yeas: Boyle, Kraft, Morgan, Rodgers, Borgeson. Absent: Cavanaugh, Duda. Motion passed.

\*June 28, 2016, Administrative Services Committee Meeting Minutes and Attachment. No action taken on this item.

\*Tuesday, June 14, 2016, Community Services Meeting Minutes. No action taken on this item.

Item **VII.E.1.** (Resolution to accept and approve 2016 Douglas County Hazard Mitigation Plan. (Paul Johnson, Emergency Management)). Motion by Boyle, second by Kraft to approve. Yeas: Boyle, Kraft, Morgan, Rodgers, Borgeson. Absent: Cavanaugh, Duda. Motion passed.

Item **VII. G. 1.** (Weekly Personnel Report from Civil Service), accepted as presented.

Item **VII. G. 2.** Legislative issues. **a.** (Other legislation). Speaking was Commissioner Borgeson.

Point of Personal Privilege regarding Gold Star families by Commissioner Boyle.

Motion to recess to Executive Session in order to protect the public interest with respect to discussion regarding labor negotiations, litigation and personnel at 10:24 a.m. by Boyle, second by Morgan. Yeas: Boyle, Duda, Kraft, Rodgers, Borgeson. Absent: Cavanaugh, Morgan. Motion passed.

Motion by Boyle, second by Kraft to reconvene and adjourn at 11:55 a.m. Yeas: Boyle, Duda, Kraft, Rodgers, Borgeson. Absent: Cavanaugh, Morgan. Motion Passed.